

A special meeting of the Royal Oak City Commission was held on Monday, April 11, 2016, in room 309 of city hall, 211 Williams, Royal Oak. The meeting was called to order by Mayor Ellison at 6:30 p.m. Present were Mayor Ellison, Mayor Pro Tem Fournier, Commissioner Douglas, Commissioner DuBuc, Commissioner Mahrle, Commissioner Paruch and Commissioner Poulton. Also present were City Manager Johnson, Interim City Attorney Liss, and City Clerk Halas.

Adjourned to Closed Session

Moved by Mayor Pro Tem Fournier
Seconded by Commissioner Paruch

BE IT RESOLVED that the city commission hereby adjourns to closed session for purposes of collective bargaining and pending litigation.

ROLL CALL VOTE

AYES: Mayor Pro Tem Fournier, Commissioner Paruch, Commissioner Poulton, Commissioner Douglas, Commissioner DuBuc, Commissioner Mahrle and Mayor Ellison.

MOTION ADOPTED

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A regular meeting of the Royal Oak City Commission was held on Monday, April 11, 2016, in the city hall, 211 Williams, Royal Oak. The meeting was called to order by Mayor Ellison at 7:33 p.m.

Mayor Ellison gave the Invocation. Everyone present gave the pledge of allegiance.

ROLL CALL	PRESENT	ABSENT
Mayor	Ellison	
Mayor Pro Tem	Fournier	
Commissioners	Douglas	
	DuBuc	
	Mahrle	
	Paruch	
	Poulton	

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PROCLAMATION SEXUAL ASSAULT AWARENESS MONTH

Mayor Ellison presented Ms. Liz Bayer and Ms. Valerie Siira of HAVEN with a proclamation recognizing April as Sexual Assault Awareness Month. Ms. Bayer announced that Take Back the Night will be held on Saturday, April 30 from 1 p.m. – 4:30 p.m. The crisis center hotline number is 248-334-1274.

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PUBLIC COMMENT

Ms. Julie Farhat, 1930 Laurome, announced that the M.O.M. Race will be held on Saturday, May 7. The race will have a new course this year. Registration will only be available online.

Mr. Joe Morelli is a partner in Bread by Crispelli's at 931 N. Main. He was interested in getting monthly parking passes for his employees to park in the lot north of Catalpa and west of Main. Mayor Ellison suggested working with Mr. Rassel and City Manager Johnson.

Mr. Tony Torres, 606 S. Williams, wanted to know if the city hired companies in Royal Oak to do work in the city. Worry Free hires people from Detroit. There were people in Royal Oak qualified to do those jobs. He wanted to see Royal Oak money stay in Royal Oak.

Ms. Andrea Makar, 924 Marywood, was happy to see tree planting and replacement was part of the CDBG budget. She hoped there were also plans for maintaining the trees.

Mr. Ron Wolfe, 333 N. Troy, suggested forming a committee to fine tune the downtown park. He hoped people would be drawn to it. Perhaps they could have a fountain or splash pad for kids.

Mr. Mark Dingman, 1415 N. Lafayette, had suggestions regarding traffic enforcement. He thanked the police for pulling over a car on 12 Mile west of Northwood. The residents of North Lafayette wanted the street width that included one sided parking, a turnaround and for the trees to remain. There was no hurry so they should make sure this was the right plan for the neighborhood.

Mr. John Badanjek, 5063 Elmhurst, has been a Royal Oak resident for 20 years. He's also publisher of Metro Times and co-producer of Royal Oak Rib Fest. They were hoping that their request for a special event permit could be tabled for a few weeks. He distributed a handout to the commission.

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APPROVAL OF AGENDA

Item 15 was removed from the agenda and replaced with a resolution regarding city sponsored travel. Approval of the command officers and detective association agreements was added following the consent agenda. Item 7E was pulled from the consent agenda.

Moved by Commissioner Douglas
Seconded by Commissioner Paruch

BE IT RESOLVED that the city commission hereby approves the agenda for the April 11, 2016 meeting as amended.

AYES: Commissioners Douglas, DuBuc, Paruch, Poulton, Mayor Pro Tem Fournier and Mayor Ellison

NAYS: Commissioner Mahrle

MOTION ADOPTED

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CONSENT AGENDA

Moved by Commissioner DuBuc
Seconded by Commissioner Poulton

BE IT RESOLVED that the city commission hereby approves the consent agenda as follows:

- A. BE IT RESOLVED that the city commission minutes of March 14 and 21, 2016 are hereby approved.
- B. BE IT RESOLVED that the claims of March 25, 29, April 1 and 12, 2016 audited by the department of finance are hereby approved.

- C. Be it resolved, the city commission will conduct a public hearing on the adoption of the fiscal year 2016-17 budget and general appropriation act on Monday, June 13, 2016 at 7:30 p.m.
- D. Be it resolved, the city commission approves the following requisitions/purchase orders for fiscal year 2015-16:

Requisition # change order
Vendor: Hydrocorp
Requesting approval for: additional \$11,100 total \$51,100
Price Source: quote
Budgeted: \$51,100
Department / Fund: meter services/ water & sewer
Description: meter change out project

Requisition # change order
Vendor: Fifer Investigations, LLC
Requesting approval for: additional \$7,750 total \$13,560
Price Source: quote
Budgeted: \$13,560
Department / Fund: police/public safety
Description: background investigations for police officer candidates

Requisition # change order
Vendor: I.COMM
Requesting approval for: additional \$2,450 total \$14,630
Price Source: quote
Budgeted: \$14,630
Department / Fund: court/general
Description: micro-dome cameras

Requisition # R004244
Vendor: Marine City Nursery Company
Requesting approval for: \$19,540
Price Source: quote
Budgeted: \$19,540
Department / Fund: parks & forestry/general, streets parkway
Description: maintenance/major streets
2016 spring tree sale

Requisition # change order
Vendor: ABS Storage Products
Requesting approval for: additional \$21,090 total \$50,780
Price Source: quote
Budgeted: \$50,780
Department / Fund: motor pool
Description: equipment and labor for new police vehicles

Requisition # change order
Vendor: Traffic and Safety Control System
Requesting approval for: additional \$31,650 total \$293,830
Price Source: quote
Budgeted: \$262,180 (unofficial budget amendment needed)
Department / Fund: auto parking
Description: card access lanes added to 4th/Lafayette

Requisition #	R004248
Vendor:	Advanced Lighting & Sound
Requesting approval for:	\$197,010
Price Source:	quote
Budgeted:	\$250,000
Department / Fund:	cable communications/general
Description:	production truck upgrade

ADOPTED UNANIMOUSLY

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**REJECT BIDS FOR CONTRACT CAP1613
2016 WATER MAIN IMPROVEMENTS**

Moved by Commissioner DuBuc
Seconded by Commissioner Mahrle

Be it resolved, the city commission hereby rejects all bids for Contract CAP1613 2016 Water Main Improvements and directs staff to re-bid the project in 2017.

ADOPTED UNANIMOUSLY

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APPROVAL OF COMMAND OFFICERS AND DETECTIVES ASSOCIATION AGREEMENTS

Moved by Commissioner Paruch
Seconded by Commissioner Douglas

Be it resolved that the city commission hereby approves the tentative agreement with the command officers, and

Be it further resolved that the city commission hereby approves the tentative agreement with the detectives association.

ADOPTED UNANIMOUSLY

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**PUBLIC HEARING OF ASSESSMENT
SPECIAL ASSESSMENT SOUTH MAIN STREET STREETSCAPE**

Mayor Ellison opened the public hearing.

Ms. Ilene Hill, 1224 S. Main, was upset to lose the garden she had been tending for 10 years to the proposed streetscaping. They purchased the building with 10 parking spaces and now they would only have two. She was upset the city suggested they tear down the house they own behind their building to put in parking.

Mr. Scott Hill, 1224 S. Main, verified the city commission would make the final decision regarding their parking. Who was paying for the repair work on Washington?

City Engineer Callahan stated the property owners were paying for the concrete, the DDA was paying for the colored stamped concrete and pavers and the City was picking up some of the curb work. The DDA was paying for the trees.

Mr. Hill wanted to know who would pay for maintenance and repairs if necessary. The open house was useful but the commission should have been involved.

Mr. Ron Wolfe, 333 N. Troy, noted this situation was happening in every city. The city needs to look at existing businesses and meet them halfway.

Mr. Randy Booden, 919 S. Main, had parking concerns. Other businesses park in front of his building taking up the street parking. No one wants to rent the offices above his building because he can't guarantee parking. He was also concerned the trees would block the visibility of any business on his upper floors and the cost.

Mr. Larry Pappas, 1000 S. Main, stated he needed a driveway at least 30 feet wide for the trucks to go in and out.

Mr. Bill Harrison, 2729 Trafford, didn't understand why the DDA couldn't help fund the streetscaping.

There being no one else who wished to speak the public hearing was closed.

Moved by Commissioner DuBuc
Seconded by Commissioner Mahrle

Be it resolved, that staff come back with recommendations for a funding mechanism to take some of the burden off the property owners, and

Be it further resolved, that staff provide the commission with a list of options to amend the project to alleviate some of the more serious concerns raised by the business owners.

AYES: Commissioners DuBuc, Mahrle, Poulton, Mayor Pro Tem Fournier and Mayor Ellison

NAYS: Commissioners Douglas and Paruch

MOTION ADOPTED

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SPECIAL EVENT PERMIT RIB FEST

Moved by Commissioner DuBuc
Seconded by Commissioner Paruch

Be it resolved, the city commission denies the request for a special event permit for Rib Fest.

AYES: Commissioners DuBuc, Paruch, Poulton, Mayor Pro Tem Fournier and Mayor Ellison

NAYS: Commissioner Douglas and Mahrle

MOTION ADOPTED

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EAGLE PLAZA CONSTRUCTION DOCUMENTS CONTRACT

Moved by Commissioner Mahrle
Seconded by Commissioner Fournier

Be it resolved, the city commission hereby approves livingLAB's professional services agreement as detailed in its March 16, 2016 proposal and approves the issuance of a purchase order in an amount not to exceed \$39,300.

ADOPTED UNANIMOUSLY

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CDBG 2016-17 ANNUAL ACTION PLAN AND BUDGET

Moved by Commissioner DuBuc
Seconded by Commissioner Fournier

Be It Resolved, the city commission approves the program year 2016-2017 Community Development Block Grant program's Annual Action Plan as presented and directs staff to process in accordance with program requirements.

ADOPTED UNANIMOUSLY

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PRINT MANAGEMENT CONTRACT AWARD

Moved by Commissioner Douglas
Seconded by Commissioner Paruch

Be It Resolved, the contract with University Office Solutions of Ann Arbor Michigan, for print management services, be executed in the amount of \$480,000 for a 5 year agreement as noted in the contract, with a purchase order in the amount of \$480,000 for the term of the contract.

ADOPTED UNANIMOUSLY

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**RESCIND STANDARD RESOLUTIONS 1-4
SPECIAL ASSESSMENT PAVING OF NORTH LAFAYETTE**

Moved by Commissioner Paruch
Seconded by Commissioner Mahrle

Be it resolved, the city commission hereby rescinds Standard Resolution 1 for the Special Assessment Paving of North Lafayette Avenue from W. Derby Avenue to the north lot line of Lot 189 adopted on November 9, 2015;

Be it further resolved, the city commission hereby rescinds Standard Resolution 2 for the Special Assessment Paving of North Lafayette Avenue adopted on December 21, 2015; and

Be it finally resolved, the city commission hereby rescinds Standard Resolutions 3 and 4 for the Special Assessment Paving of North Lafayette Avenue adopted on November 9, 2015.

FRIENDLY AMENDMENT BY COMMISSIONER MAHRLE TO CHANGE DATE IN LAST RESOLUTION TO JANUARY 11, 2016:

MOTION NOW READS:

Be it resolved, the city commission hereby rescinds Standard Resolution 1 for the Special Assessment Paving of North Lafayette Avenue from W. Derby Avenue to the north lot line of Lot 189 adopted on November 9, 2015;

Be it further resolved, the city commission hereby rescinds Standard Resolution 2 for the Special Assessment Paving of North Lafayette Avenue adopted on December 21, 2015; and

Be it finally resolved, the city commission hereby rescinds Standard Resolutions 3 and 4 for the Special Assessment Paving of North Lafayette Avenue adopted on January 11, 2016.

ADOPTED UNANIMOUSLY

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SEASONAL RETAIL SALES AT MEMORIAL PARK

Moved by Commissioner Poulton
Seconded by Commissioner Paruch

Be it resolved, the city commission hereby denies the request of Sunrise Gardens to lease a portion of Memorial Park for retail sales.

AYES: Commissioners Douglas, DuBuc, Paruch, Poulton and Mayor Ellison

NAYS: Commissioner Mahrle and Mayor Pro Tem Fournier

MOTION ADOPTED

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Moved by Commissioner Mahrle
Seconded by Commissioner Fournier

Be it resolved, the city commission directs staff to develop an RFP regarding leasing a portion of Memorial Park for retail sales with the funds designated for the park improvement fund.

FRIENDLY AMENDMENT OFFERED BY COMMISSIONER DUBUC TO ASK THE PARKS AND RECREATION ADVISORY BOARD TO DEVELOP A POLICY REGARDING THE LEASING OF PARK PROPERTY FOR COMMERCIAL USE

MOTION NOW READS:

Be it resolved, the city commission requests the Parks and Recreation Advisory Board develop a policy regarding the leasing of park property for commercial use.

ADOPTED UNANIMOUSLY

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**PROPOSED SETTLEMENT AGREEMENT AND RELEASE
ANGELOFF V CITY OF ROYAL OAK, ET AL**

This item removed from the agenda.

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**RESOLUTION PROHIBITING CITY SPONSORED TRAVEL
TO THE STATE OF NORTH CAROLINA**

Moved by Commissioner DuBuc
Seconded by Commissioner Douglas

- Whereas, Basic concepts of human and civil rights dictate that discrimination based on another's gender identity or sexual orientation is inherently wrong; and
- Whereas, The North Carolina state legislature passed House Bill 2 (HB 2), which on March 23rd Governor Pat McCrory signed into law; and
- Whereas, HB 2 prohibits local governments from passing and enforcing anti-discrimination ordinances such as that overwhelmingly supported by the residents of Royal Oak in 2013; and
- Whereas, The City of Royal Oak prides itself on being a place where we value equality and are committed to protecting the rights of all citizens; and
- Whereas, The Human Rights Ordinance, Code of the City of Royal Oak Chapter 402, among other things, bans discrimination against sex, sexual orientation or gender identity in housing, public accommodations and employment; and
- Whereas, The city of Royal Oak, in keeping with the values of its residents has a duty to promote social justice and combat social oppression whenever able.

Therefore, Be it Resolved:

The city of Royal Oak will not fund, sponsor, or in any way support travel to the state of North Carolina, unless travel is necessary to;

1. Enforce the laws of the city of Royal Oak or the state of Michigan,
2. Meet a contractual obligation, or
3. Protect the health, welfare or safety of the people of the city of Royal Oak.

The provisions of this resolution shall be effective immediately on passage until such time as the state of North Carolina repeals HB 2.

ADOPTED UNANIMOUSLY

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Upon motion of Commissioner Mahrle, seconded by Commissioner DuBuc, and adopted unanimously, the regular meeting was adjourned at 10:19 p.m.

Melanie Halas, City Clerk

The foregoing minutes of the regular meeting held on April 11, 2016, having been officially approved by the city commission on Monday, April 25, 2016, are hereby signed this twenty-fifth day of April 2016.

James B. Ellison, Mayor